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PATENT  
Docket No.: MAN-013

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Group Art Unit: 2811

Examiner: Hu, Shouxiang

Serial No.: 10/723,285

Filed: November 25, 2003

In re Application of: Werner et al.

For: SEMICONDUCTOR STRUCTURE FOR USE IN THE NEAR INFRARED REGION  
AND A METHOD OF MANUFACTURING THIS SEMICONDUCTOR STRUCTURECertificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail, in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on 1/10/06.

Signed Krista Thompson

Krista Thompson

TRANSMITTAL LETTER

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Enclosed please find a 2<sup>nd</sup> Preliminary Amendment in connection with the above-identified application.

In the event the Patent Office charges a fee for filing the above-noted documents, including any fees required under 37 CFR 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, the Assistant Commissioner is hereby authorized to charge or credit the difference to our Deposit Account No. 50-0612. An additional copy of this page is enclosed.

Respectfully submitted,  
SIERRA PATENT GROUP, LTD.

William P. Wilbar  
Reg. No. 43,265

Dated: January 10, 2006

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2<sup>ND</sup> PRELIMINARY AMENDMENT

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This is a 2<sup>nd</sup> preliminary amendment that amends the claims and augments presented in the Preliminary Amendment filed with the Request for Continuing Examination filed on January 3, 2006: